

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN DIEKMAN : CIVIL ACTION  
:   
vs. :   
: NO. 02-4681  
ENERGY CHOICE MARKETING, INC. :   
SHAI FISHMAN, S & D MARKETING :   
INC., and CONSUMER CHOICE, INC. :

ORDER

AND NOW, this                      day of November, 2002, upon  
consideration of the Motion of Plaintiff, John Diekman to Dismiss  
Count I of the Counterclaim filed by Defendants Energy Choice  
Marketing, Inc. and Consumer Choice, Inc., and it appearing to  
the Court that the Motion is uncontested, it is hereby ORDERED  
that the Motion is GRANTED and Count I of the said defendants'  
counterclaim is DISMISSED. See: Local Rule of Civil Procedure  
7.1(c).

BY THE COURT:

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J. CURTIS JOYNER, J.